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5 *Attorneys for Plaintiff*

6 **UNITED STATES DISTRICT COURT**

7 **DISTRICT OF NEVADA, SOUTHERN DIVISION**

8 DONNA LINARDO,

9 Plaintiff,

10 vs.

11 WAL-MART STORES, INC., DOES 1-X,  
inclusive, and ROE CORPORATIONS I  
12 through X, inclusive

13 Defendant.

Case No.: 2:17-cv-1372-RFB-PAL

**STIPULATION AND [PROPOSED]  
ORDER TO EXTEND DATE FOR FILING  
JOINT PRETRIAL ORDER (THIRD  
REQUEST)**

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15 WHEREAS, pursuant to the order of this court (Doc. #60), the parties were to file a Joint  
16 Pretrial Order on or before July 13, 2018; and

17 WHEREAS, Plaintiff Donna Linardo treated with surgeon Randall Yee, D.O. on **May 22,**  
18 **2018** and Dr. Yee scheduled Plaintiff for knee surgery on **July 2, 2018;**

19 WHEREAS, Plaintiff claims that her need for knee surgery was caused by her fall at Wal-  
20 Mart which Wal-Mart Stores, Inc. disputes;

21 WHEREAS, the parties wish to schedule a mediation after Plaintiff's **July 2, 2018** knee  
22 surgery;

23 WHEREAS, the knee surgery, any rehabilitation and their outcome will affect anticipated  
24 mediation;

25 WHEREAS, as a result of the anticipated knee surgery, Defendant Wal-Mart Stores, Inc.  
26 and Plaintiff Donna Linardo are in the process of scheduling a mediation date with Greg Hafen,  
27 Esq. or another suitable mediator for July 2018 or August 2018;

28 WHEREAS, the parties will utilize the medical documentation from the Plaintiff's July 2,

1 2018 knee surgery in preparation of the Joint Pretrial Order in the even mediation is unsuccessful;

2 IT IS HERBY STIPULATED AND AGREED by and between Betsy C. Jefferies, Esq. of  
3 the law firm of PHILLIPS, SPALLAS & ANGSTADT LLC, Attorneys for Defendant Wal-Mart  
4 Stores, Inc. and Douglas M. Cohen, Esq. of WOLF, RIFKIN, SHAPIRO, SCHULMAN &  
5 RABKIN, LLP, Attorneys for Plaintiff Donna Linardo, as follows:

6 That the deadline for filing the Joint Pretrial Order be extended to August 30, 2018.

7  
8 DATED this 14<sup>th</sup> day of June, 2018

9 /s/ Douglas M. Cohen, Esq.

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10 DOUGLAS M. COHEN, ESQ.  
11 Nevada Bar No. 1214  
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12 3556 E. Russell Rd., 2<sup>nd</sup> Floor  
13 Las Vegas, Nevada 89120

14  
15 *Attorneys for Plaintiff*  
16 *Donna Linardo*

DATED this 14<sup>th</sup> day of June, 2018

/s/ Betsy C. Jefferies, Esq.

10 \_\_\_\_\_  
10 ROBERT K. PHILLIPS, ESQ.  
11 Nevada Bar No. 11441  
11 BETSY C. JEFFERIES, ESQ.  
12 Nevada Bar No. 12980  
12 PHILLIPS SPALLAS & ANGSTADT LLC  
13 504 South Ninth Street  
14 Las Vegas, Nevada 89101

15 *Attorneys for Defendant*  
16 *Wal-Mart Stores, Inc.*

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20 IT IS SO ORDERED:

21   
21 UNITED STATES MAGISTRATE JUDGE

22  
23 DATED: June 21, 2018  
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**CERTIFICATE OF SERVICE**

I hereby certify that on this 14<sup>th</sup> day of June, 2018, a true and correct copy of **STIPULATION AND [PROPOSED] ORDER TO EXTEND DATE FOR FILING JOINT PRETRIAL ORDER (THIRD REQUEST)** was served via the United States District Court CM/ECF system on all parties or persons requiring notice.

By /s/ Melissa Shield  
Melissa Shield, an Employee of  
WOLF, RIFKIN, SHAPIRO, SCHULMAN &  
RABKIN, LLP